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ORACLE AMERICA, INC.

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.
25 Plaintiff,
26 v.
27 GOOGLE INC.
28 Defendant.

Case No. CV 10-03561 WHA
**DECLARATION OF ROBERT L.
URIARTE IN SUPPORT OF SECOND
STIPULATION RE: HEARING ON
GOOGLE'S MOTION FOR CIVIL
CONTEMPT**

1 I, Robert L. Uriarte, declare and state as follows:

2 1. I am a member of the bar of the California State Bar, admitted to practice before
3 this Court, and am an associate with the law firm of Orrick, Herrington & Sutcliffe LLP
4 (“Orrick”), attorneys of record for Plaintiff Oracle America, Inc. (“Oracle”). I am familiar with
5 the events, pleadings and discovery in this action and, if called upon as a witness, I could and
6 would testify competently to the matters stated herein of my own personal knowledge.

7 2. I submit this declaration pursuant to Civil Local Rule 6-2 in support of the parties’
8 Second Joint Stipulation and Proposed Order re: Hearing on Google’s Motion for Civil Contempt
9 and Sanctions.

10 3. A scheduling conflict exists on September 15, 2016 for one of the attorneys
11 responsible for assisting with Oracle’s opposition to Google’s Motion. In addition, the parties
12 desire brief extensions on the time to file their respective briefs to further accommodate
13 schedules.

14 4. I have reviewed the docket in this matter to determine previous modifications in
15 this case, whether by stipulation or Court order. Attached hereto as Appendix A is a list of these
16 time modifications.

17 5. It is my understanding that the requested change in hearing date for Google’s
18 motion will not impact the schedule of this case.

19 I declare under penalty of perjury under the laws of the United States that the foregoing
20 is true and correct to the best of my knowledge. Executed this 4th day of August, at San
21 Francisco, California.

22
23 /s/ Robert L. Uriarte
24 Robert L. Uriarte
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APPENDIX A

Pursuant to Local Rule 6-2(a)(2), the following is a list of all previous time modifications in the case, whether by stipulation or Court order:

- On August 25, 2010, Google filed a stipulation extending the deadline to file its responsive pleading from September 3, 2010 to October 4, 2010. Dkt. 9.
- On July 28, 2011, Oracle filed a stipulation extending fact discovery cut-off and due dates for expert reports. Dkt. 246. The order was entered on August 1, 2011. Dkt. 257.
- On August 18, 2011, Oracle filed a motion extending time to file their response to Google's request to file a motion for summary judgment on Oracle's infringement allegations under 35 U.S.C. § 271(c) . Dkt. 321. The motion was granted that same day. Dkt. 322.
- On August 22, 2011, Google filed a stipulation extending due dates for expert rebuttal and reply reports on patent-related issues. Dkt. 348. The order was entered on August 29, 2011. Dkt. 364.
- On September 1, 2011, Oracle filed a stipulation extending the cut-off for the deposition of Motorola Mobility, Inc., Dipchand Nishar, and Timothy Lindholm. Dkt. 378. The order was entered that same day. Dkt. 381.
- On September 2, 2011, the Court shortened the briefing schedule for Google's motion to strike. Dkt. 385.
- On September 15, 2011, Oracle filed a stipulation extending the non-damages expert discovery cut-off for the deposition of David August. Dkt. 432. The order was entered on September 16, 2011. Dkt. 437.
- On October 5, 2011, Google filed a stipulation extending time to file certain pre-trial materials. Dkt. 487. The order was entered on October 6, 2011. Dkt. 488.
- On October 12, 2011, Oracle filed a stipulation extending time to file jury instructions, verdict forms, and trial briefs. Dkt. 516. The order was entered that same day. Dkt. 517.
- On October 28, 2011, John Cooper on behalf of Dr. James Kearl filed a request for extension of time to file Rule 706 expert report. Dkt. 754. The order was entered that same day. Dkt. 575.
- On November 17, 2011, Google filed a stipulation extending time for depositions of Timothy Bray and John Rizzo. Dkt. 623. The order was entered on November 18, 2011. Dkt. 624.
- On December 27, 2011, the Court extended the due date for Dr. James Kearl's expert report. Dkt. 658.
- On April 23, 2012, Google filed a Motion for Extension of Time to File Motion for

1 Administrative Relief to Extend Deadline for Filing Under Seal. Dkt. 966. That motion was
2 granted on April 25, 2015. Dkt. 973.

- 3 • On October 13, 2015, Oracle filed a stipulation extending the deadlines in the Third Case
4 Management Order. Dkt. 1334. The order was entered on November 3, 2015. Dkt. 1356.
- 5 • On December 16, 2015, Oracle filed a stipulation extending the deadline to take the
6 depositions of Henrik Stahl and Henrique De Castro. The order was entered on December
7 17, 2015. Dkt. 1401.
- 8 • On January 14, 2016, Oracle filed a stipulation extending the deadline to depose Henrique
9 De Castro. Dkt. 1424. The order was entered on January 15, 2016. Dkt. 1429.
- 10 • On February 8, 2016, non-party LG Electronics, Inc. filed a motion seeking an extension of
11 time in which to seek a protective order. Dkt. 1484. The Court granted the motion on
12 February 10, 2016. Dkt. 1499.
- 13 • On February 11, 2016, the parties filed a stipulation and proposed order seeking to continue
14 the hearings on Google's sealing motions. Dkt. 1502. The court subsequently vacated the
15 hearings. Dkt. 1511.
- 16 • On February 17, 2016, Google filed a stipulation modifying and extending Schedule for
17 Expert Reports. Dkt 1507. The order was entered on February 18, 2016. Dkt. 1509.
- 18 • On April 22, 2016, Oracle filed a stipulation extending the deadline to take the deposition of
19 Rohit Chatterjee. Dkt. 1724. The order was entered on April 25, 2016. Dkt. 1729.
- 20 • On July 26, 2016, the parties filed a joint stipulation to continue the hearing on Google's
21 motion for civil contempt and sanctions from September 8, 2016 to September 15, 2016,
22 which the Court approved on July 27, 2016.
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